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**MAY 02 2006**

# Fax INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office	From:	Ronald E. Smith
Attn:	Theodore J. Stigell, Art Unit: 3763	Client:	1193.02
Fax:	(571) 273-8300	Pages:	13 including coversheet
Phone:	(571) 272-8759	Date:	May 2, 2006
Re:	USSN: 10/708,745	CC:	

Urgent     For Review     Please Comment     Please Reply     Please Recycle

Dear Examiner Stigell:

In response to the Final Office Action Summary mailed April 20, 2006, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated May 2, 2006 (2 pages); and
- 2) Amendment AF with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated May 2, 2006 (8 pages).

Very respectfully,

Ronald E. Smith  
USPTO Reg. No. 28,761

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/708,745 Confirmation No.: 2744

Applicant: : Michael E. Nerney

Filed: : 03/23/2004

Art Unit : 3763

Examiner : Theodore J. Stigell

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MAY 02 2006

Docket No. : 1193.02

Customer No. : 21901

For : Forward-Mounted Plunger Control for Retrofit  
Attachment to an Existing Plunger

Transmitted to Central Fax at (571) 273-8300

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.

**STATUS**

2. Applicants are independent inventors.

**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**CERTIFICATE OF FACSIMILE TRANSMISSION**

(37 C.F.R. 1.10)

I HEREBY CERTIFY that this Amendment AF, including Introductory Comments, Amendments to the Claims, and Remarks, is being transmitted by facsimile to the United States Patent and Trademark Office, Attn: Mr. Theodore J. Stigell, Art Unit 3763, (571) 273-8300, on May 2, 2006.

Dated: May 2, 2006

April Turley  
April Turley

(Amendment Transmittal - Page 1 of 2)

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3) SMALL ENTITY		
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee		
Total 15	Minus 25	= 0	x \$25 =	\$0		
Indep. 3	Minus 3	= 0	x \$100 =	\$0		
First Presentation of Multiple Dependent Claim			+ \$180 =	\$0		
			Total Addit. Fee	\$0		

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
- \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

Very respectfully,



**SIGNATURE OF PRACTITIONER**

Reg. No. 28,761  
Tel. No.: (813) 925-8505

Ronald E. Smith  
Smith & Hopen, P.A.  
180 Pine Avenue North  
Oldsmar, Florida 34677

(Amendment Transmittal - Page 2 of 2)

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MAY 02 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/708,745 Confirmation No.: 2744  
Applicant: : Michael E. Nerney  
Filed: : 03/23/2004  
TC/A.U. : 3763  
Examiner : Theodore J. Stigell  
Docket No. : 1193.02  
Customer No. : 21,901  
For : Forward-Mounted Plunger Control for Retrofit  
Attachment to an Existing Syringe

Faxed to Technology Center 3700 at (571) 273-8300  
Mail Stop AF  
Hon. Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT AF

Introductory Comments

Sir:

In response to the final Examiner's Action mailed 04/20/2006, having a shortened statutory period for response set to expire 07/20/2006, the above-identified patent application is amended a third time as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 8 of this paper.